



PATENTS

Atty. Docket No. ADD-010US/110001.123

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Fox  
Serial No.: 10/045,235  
Filing Date: October 29, 2001  
Title: Device and Method for the Cessation of Smoking

Art Unit: 1731  
Examiner: D. Walls

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

---

**CERTIFICATION UNDER 37 C.F.R. § 1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

*August 1, 2003*  
Date of signature and  
of mail deposit

*Maureen DiVito*  
Maureen DiVito

---

**RESPONSE UNDER 37 C.F.R. § 1.111**

Dear Sir:

Applicant hereby responds to the Office Action mailed on May 7, 2003. Please reconsider the application in view of the following remarks.

**REMARKS**

Claims 1-41 are pending in the application. Each of the objections and rejections set forth in the Office Action mailed on May 7, 2003 is addressed individually below.

**Priority Claim**

The Examiner acknowledged the priority claim under 35 U.S.C. § 119(e), but opined that the application lacks the necessary reference to the prior application, and that such reference should be added to the specification. Applicant respectfully disagrees, because a reference to the priority claim is present in the Application Data Sheet submitted with the original application (see Application Data Sheet, page 2).